



FAIR POLITICAL PRACTICES COMMISSION

428 J Street • Suite 620 • Sacramento, CA 95814-2329
(916) 322-5660 • Fax (916) 322-0886

December 15, 2010

Stephen Hieber

Redacted

Re: FPPC No. 10/1087; David Grant

Dear Mr. Hieber:

This letter is to notify you that the Enforcement Division of the Fair Political Practices Commission (the "FPPC") will investigate the allegations, under the jurisdiction of the FPPC, of the sworn complaint you submitted in the above-referenced matter. You will receive notification from us upon final disposition of the case. However, please be advised that at this time we have not made any determination about the validity of the allegations you have made or about the culpability, if any, of the persons you identify in your complaint.

Thank you for taking the time to bring this matter to our attention.

Sincerely,

Redacted

Roman G. Porter
Executive Director

RGP: ak

cc: David Grant

SWORN COMPLAINT FORM

(Form May Be Subject to Public Disclosure)*

AS REQUIRED BY GOVERNMENT CODE SECTION 83115, please complete the form below to file a sworn complaint with the Fair Political Practices Commission. **This form must be completed in its entirety and all pertinent information must be stated on this form, not as an attachment.**

Mail the complaint to: **Enforcement Division
Fair Political Practices Commission
428 J Street, Suite 620
Sacramento, California 95814**

Person Making Complaint

Last name: Hieber

First Name: Stephen

Street Address: _____

City: Redacted State: _____

Zip: _____

Telephone: (____) Redacted

Fax: (____) _____

E-mail: Redacted _____

***IMPORTANT NOTICE**

Under the California Public Records Act (Gov. Code Section 6250 and following), this sworn complaint and your identity as the complainant may be subject to public disclosure. Unless the Chief of Enforcement deems otherwise, within three business days of receiving your sworn complaint we will send a copy of it to the persons(s) you allege violated the law.

In some circumstances, the FPPC may claim your identity is confidential, and therefore not subject to disclosure. A court of law could ultimately make the determination of confidentiality. If you wish the FPPC to consider your identity confidential, do not file the complaint before you contact the FPPC (916-322-5660 or toll free at 866-ASK-FPPC) and discuss the complaint with an Enforcement Division attorney.

10 NOV 32 PM 2:55
RECEIVED
FAIR POLITICAL
PRACTICES COMMISSION

Complaint

Person or Persons who Allegedly Violated the Political Reform Act: (If there are multiple parties involved, attach additional pages as necessary.)

Last Name: Grant

First Name: David

Street Address: _____

City: Redacted State: _____

Zip: _____ - _____

Telephone: (____) Redacted

Fax: (____) _____ - _____

E-mail: _____

Provision or Provisions of the Political Reform Act Allegedly Violated: (If specific sections are not known, please provide a brief summary of the nature of the violation(s), and when it (they) occurred.) **You must state the suspected violation(s) on this form.**

This candidate for public office incurred campaign expenditures that were not reported on the required campaign statements on 10/5/10 and 10/21/10.

He ran many color ads in local newspapers, and sent out two full color, glossy, two-sided, 11" x 6" mailers. Some of the ads and mailers appeared prior to 10/16/10, the 2nd filing deadline.
There is no indication of any cost for such expenditures on his statements.

Such expenditures should have been available to the public per the law.

Description, With as Much Particularity as Possible, of Facts Constituting Alleged Violation and how you have personal knowledge that it occurred**

This candidate for public office incurred campaign expenditures that were not reported on the required campaign statements. The first pre-election statement was due on 10/5/10. The second pre-election statement was due on 10/21/10. I have attached both of his reports. I observed many color newspaper ads from his committee in local newspapers. One of these is attached as an example, an ad from the Daily Pilot for October 9, 2010. His committee also mailed out a 11" by 6" glossy color mailer, with professional printing, mailing information, and postage, which I saw on or about October 11, 2010. I have attached a photocopy of the front and back of this flyer. This flyer (a) indicates that it was paid for by his committee, and (b) has an in-kind contribution to another candidate, Shana Jenkins. There is no indication in his reports that

- A. he paid for his many newspaper ads in local papers.
- B. he paid for the printing of the 2-sided color glossy mailer.
- C. he paid for the mailing label service on the glossy mailer.
- D. he paid for the postage on the glossy mailer.
- E. he made an in-kind contribution to Ms. Jenkins' campaign in his mailer or that she contributed to his campaign.

--> I know another report is due on 1/31/11, but I know printers, mailing houses, and USPS do not do political campaign work on 'credit,' so I believe he paid for these, & those expenditures should have been reported by law and made available to the public.

****Please attach copies of any available documentation that is evidence of the violation, (for example, checks, campaign materials, etc., if applicable to the complaint). Note that a newspaper article is NOT considered evidence of a violation.**

Name and Addresses of Potential Witnesses, in addition to yourself, if Known:

Last Name: _____

First Name: _____

Street Address: _____

City: _____ State: _____

Zip: _____ - _____

Telephone: (____) _____ - _____

Fax: (____) _____ - _____

E-mail: _____

Last Name: _____

First Name: _____

Street Address:

City: _____ State: _____

Zip: _____ - _____

Telephone: (____) _____ - _____

Fax: (____) _____ - _____

E-mail: _____

Last Name: _____

First Name: _____

Street Address:

City: _____ State: _____

Zip: _____ - _____

Telephone: (____) _____ - _____

Fax: (____) _____ - _____

E-mail: _____

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Redacted

12-1-2010
(Date)

✓ (Signature)
STEPHEN R. HIEBEN
(Please print your name)